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PART I

IMPORTANT GOVERNMENT ORDERS

CHIEF SECRETARIAT

Administration of Civil Justice in Mysore during 1932-33.

READ—

The report on the administration of Civil Justice in Mysore during the year 1932-33, received from the Registrar, High Court, with his letter No. P. 36—32-33, dated 16th November 1933.

ORDER No. P. 3226—CTS. 111-33-3, DATED BANGALORE, THE 8—9TH JANUARY 1934.

Recorded.

2. *Number of Courts.*—The total number of Courts on the last day of the year under review was 37 as against 36 in the previous year and consisted of 4 District Courts including the temporary additional District Judge's Court, Bangalore, 3 Subordinate Judges' Courts, 1 additional Subordinate Judge's Court at Mysore, 1 Small Cause Court at Bangalore, 3 additional Subordinate Judges' Courts *cum* First Class Magistrates' Courts, 24 Munsiffs' Courts and 1 Court of Second Magistrate-Munsiff at Shimoga. The Special First Class Magistrate, Hassan, was appointed an additional Subordinate Judge during the year. The term of the additional District Judge's Court, Bangalore, was extended up to the commencement of the Civil Courts' vacation of 1934.

Original Work.—The number of suits filed during the year rose from 41,921 to 43,783. This is the largest number of cases filed in any year. Including 20,170 suits pending from the previous year, the total number of suits for disposal was 65,208 as against 61,377 in the previous year. Of the total number of suits for disposal, 31,572 were ordinary and 33,636 small causes. Of these, 18,644 ordinary suits and 26,340 small causes or 44,984 suits in all as against 41,207 in the previous year were

disposed of. The disposals were the highest on record and it is very satisfactory that they have more than kept pace with the increased institutions. The percentage of contested disposals to total disposals was 31·0 in the case of ordinary suits and 16·1 in the case of small causes.

The average duration of suits disposed of was 174·9 days as against 156·7 days in 1931-32 and 175·7 in 1930-31. In the case of contested disposals, the average duration was 481·5 days as against 478·7 days in the previous year.

The average duration of cases disposed of in the District Courts, Bangalore and Shimoga and the Subordinate Judge's Court, Bangalore, still continues high. It is hoped that every effort will be made to expedite the disposal of cases.

The number of suits pending at the close of the year was 20,224 as against 20,170 in the previous year. While it is gratifying to note that 50·2 per cent of ordinary suits and 82·6 per cent of small causes relating to the year 1930-31 and previous years have been disposed of, the number of such old suits still pending is as high as 2,874, the oldest suit relating to the year 1919-20. With the continuous watch and scrutiny exercised by the High Court and the special instructions issued by the High Court during the year for reducing abnormal pendency, Government trust that there will be a substantial improvement in this respect. The Munsiffs' Courts at Madhugiri, Tumkur, Shimoga, Nanjangud and the 1st Munsiff's Court, Bangalore show a very heavy pendency. An additional Court has since been sanctioned temporarily to relieve the pendency in the Shimoga Munsiff's Court and the territorial jurisdiction of the First Munsiff's Court, Bangalore, has been reduced.

Appellate Work of Subordinate Courts.—Including 1,735 regular appeals pending from the previous year, there were 2,659 as against 2,483 regular appeals for disposal by Subordinate Courts. Of these, 1,064 as against 748 in the previous year were disposed of. The increase in disposal was appreciable in all the three divisions. The average duration of regular appeals disposed of rose from 384·7 to 462·3 days owing to the disposal of older appeals in Bangalore and Mysore Divisions. The pending file has been reduced from 1,735 to 1,595. But the pendency in the Bangalore Division has increased from 711 to 781 in spite of increased disposals. Better results are expected to be achieved during the current year. The First Class Magistrates *cum* additional Subordinate Judges and additional Subordinate Judge, Mysore, have made substantial contributions towards the reduction in the pending file of regular appeals

High Court.—Including 208 first appeals pending from the previous year, there were for disposal 317 appeals as against 290 in the year 1931-32. Out of this, 90 against 82 in the previous year were disposed of. The average duration of appeals disposed of showed an appreciable reduction from 1,174·4 days to 997·7 days. Of the 90 appeals disposed of, 70 were over one year old. The number of appeals left pending at the end of the year was 227 against 208 in the previous year, the increase being 19 against an increase of 51 in the institutions.

Second Appeals.—Including the 352 second appeals pending from the previous year, there were for disposal 596 second appeals as against 513 in the year 1931-32. Of these, 181 were disposed of. The average duration of second appeals disposed of rose from 507·13 days in the previous year to 527·1 days, 54·7 per cent of the appeals disposed of being over one year old. The pending file rose from 352 to 415, 41 of them having been filed in June 1933. Besides these, 387 civil revision petitions out of 835 were disposed of as against 337 in the previous year.

Inspections.—Eleven Munsiffs' Courts were inspected by the Judges of the High Court. The other subordinate civil courts were inspected by the respective District Judges. The Agriculturists' Relief Regulation is reported to be working satisfactorily. This Regulation has since been extended to all parts of the State.

Government are glad to note that there has been an increased out turn of work in all the Civil Courts.

R. RANGA RAO,
Chief Secretary to Government.